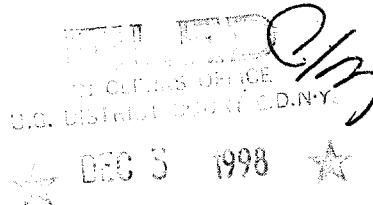


98CV2752-ERK-3M-

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK



-----X
LILLIAN MONTANEZ,

Plaintiff,

-against-

JUDGMENT
98-CV-2752 (ERK)

KENNETH S. APFEL,
COMMISSIONER OF SOCIAL SECURITY,

Defendant.
-----X

A memorandum and order of the Honorable Edward R. Korman, United States District Judge, having been filed on November 27, 1998, vacating the decision of the Commissioner and remanding the case for the Administrative Law Judge to reconcile Findings number three and five with his contradictory statements regarding plaintiff's pain; it is

ORDERED and ADJUDGED that the decision of the Commissioner is vacated; and, that the case is remanded consistent with the Court's memorandum and order of November 23, 1998.

Dated: Brooklyn, New York
December 1, 1998

ROBERT C. HEINEMANN
Clerk of Court

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